

**Merchant & Gould**

An Intellectual Property Law Firm

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A Professional Corporation

**Fax Transmission** | April 9, 2002

To:	<u>TC 1600</u>	From:	Denise M. Kettelberger
Company:	U.S. Patent and Trademark Office	Fax No.:	<u>206.342.6201</u>
Fax No.:	703.872.9306	Phone No.:	206.343.6251 (Direct)
USSN:	09/780,967 2/09/2001	Our Ref.:	13903.33USU1
Confirmation Via Mail:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Total Pages:	__ (including cover sheet)

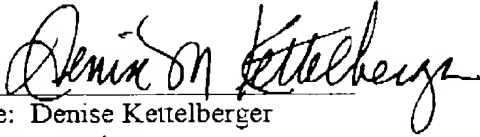
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**Documents Transmitted:**

1. RESPONSE TO NOTICE TO FILE MISSING PARTS;
2. Copy of NOTICE TO FILE MISSING PARTS dated October 11, 2001;
3. Copy of SEQUENCE ID LISTING filed electronically April 2, 2002;
4. USPTO ACKNOWLEDGEMENT RECEIPT for BioSequence Listing
5. PETITION AND REQUEST FOR 4 months EXTENSION OF TIME

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725.

MERCHANT & GOULD P.C.  
P.O. Box 2903, Minneapolis, MN 55402-0903  
206.342.6200

By:   
Name: Denise Kettelberger  
Reg. No.: 33,924  
DMK:la



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S/N

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Wright et al.	Examiner:	Not yet assigned
Serial No.:	09/780,967	Group Art Unit:	1646
Filed:	February 9, 2001	Docket No.:	13903.33USU1
Title:	NOVEL AMINO ACID AND PEPTIDE INHIBITORS OF STAPHYLOCOCCUS VIRULENCE		

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being transmitted by facsimile to the U. S. Patent and Trademark Office, TC 1600, at 703.672.9300 on April 9, 2002.

By:   
Name: Denise Kertelberger

RESPONSE TO NOTICE OF MISSING PARTS

Commissioner for Patents  
Washington, D.C. 20231  
BOX MISSING PARTS

Dear Sir:

This Communication is Responsive to the NOTICE TO FILE MISSING PARTS October 11, 2001, the date for timely reply having been extended six months to expire on April 11, 2002. A copy of the NOTICE TO FILE MISSING PARTS is attached, as well as a copy of the Request for Extension of Time.

**Sequence ID Listing**

In response to the NOTICE, Applicants prepared and submitted a new Sequence ID Listing electronically on April 2, 2002, EFS ID: 14490. A copy of the USPTO Acknowledgement receipt is attached. The new listing properly contains 8 sequences, as noted by the Examiner.

**Declaration of the Inventors**

The NOTICE suggests signatures are missing from the previously submitted Declaration. The Applicants submit the unsigned Declaration submitted at filing was incorrect, and that the signed Declaration submitted on July 9, 2001 is believed to contain the names of those individuals considered to be the inventors of the pending claims.

37 CFR 1.48(f)(1) provides that if the correct inventors are not named on filing a Nonprovisional application under 37 CFR 1.53(b) without an executed oath or declaration by any of the inventors, the first submission of an executed oath or declaration by any of the inventors

during the pendency of the application will act to correct the earlier identification of the inventorship.

Accordingly, the executed Declaration previously submitted for this application is believed to comply with all requirements. The Examiner's confirmation is requested.

The Examiner is invited to telephone the undersigned attorney if there are any questions or comments related to this submission, or to otherwise speed prosecution of this application.

MERCHANT & GOULD P.C.  
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206.342.6200



By: *Denise M. Kettelberger*  
Name: Denise M. Kettelberger  
Reg. No.: 33,924  
DMK:la

**Acknowledgment Receipt:**

SUBMISSION TYPE: BIO Sequence Filing  
APPLICATION NUMBER: 09780967  
FIRST NAMED INVENTOR: Susan Wright  
TITLE OF INVENTION: NOVEL AMINO ACID AND PEPTIDE INHIBITORS OF  
STAPHYLOCCUS VIRULENCE  
ATTORNEY DOCKET NUMBER: 13903.33USU1

## FILE LISTING:

transmittal	tranintermune33.xml 6687 Bytes
sequence-listing	NovelInhibitors.ST25.txt 2644 Bytes
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biotechnology-listing-filing	e-bioseq.xml 6067 Bytes

EFS ID: 14490

FILE SIZE: 15948 Bytes

TIMESTAMP: Tue Apr 02 16:37:15 EST 2002

MESSAGE DIGEST: Z/0lQSp4maBRUrrwYdcf8Q==

DIGITAL CERTIFICATE HOLDER NAME: cn=Denise Marie Kettelberger, ou=Registered Attorneys

UPLOAD STATUS: You have successfully uploaded your submission to USPTO



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/780,967	02/09/2001	Susan C. Wright	4750-0002.30

22918  
IOTA PI LAW GROUP  
350 CAMBRIDGE AVENUE SUITE 250  
P O BOX 60850  
PALO ALTO, CA 94306-0850

CONFIRMATION NO. 1887

## FORMALITIES LETTER



\*0000000005890033\*

Date Mailed: 10/11/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The signature of the following inventor(s) is missing from the oath or declaration:  
*J. Woodruff Emlen, Peter Van Vlasselaer, Edward G. Spack*
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked-up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

*A copy of this notice **MUST** be returned with the reply.*

OCT-11-02 09:18AM FROM-Merchant & Gould

6123329081

T-395 P 008/017 F-521

*John*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

OIP

TO:Auto-reply fax to 206 342 6201 COMPANY:

OCT 11 2002

## Auto-Reply Facsimile Transmission

PT &amp; TRADEMARK



UNITED STATES  
PATENT AND  
TRADEMARK OFFICE  
★★★★

TO:

Fax Sender at 206 342 6201

Fax Information

Date Received:

4/2/02 6:05:36 PM [Eastern Standard Time]

Total Pages:

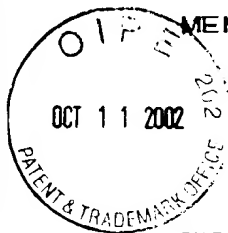
5 (including cover page)

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Received  
Cover  
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APR-02-02 10:31:30 AM FROM-MERCHANT & GOULD P.C.	206-342-6201	T-395 P-011/017 F-521
<b>Merchant &amp; Gould</b> An International Property Law Firm		
		U.S. Patent & Trademark Office P.O. Box 100 Capitol Station Alexandria, VA 22304-0100 Tel: 703-835-8300 Fax: 703-835-8301 www.merchant-gould.com
Fax Transmission   April 2, 2002		
To: Group Art Unit 1646	From: Denise M. Keneberg	
Company: U.S. Patent and Trademark Office	On Ref: 13503.131.88.11	
Your Ref: 09/161,967	Fax No.: 206.342.6201	
Fax No.: 703.872.5036	Phone No.: 206.342.6200	
Page No.	Total Pages:	
Confirmation Via Mail: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	E-Mail: dkeneberg@merchant-gould.com	
Document Transmitted: Revocation and Power of Attorney		
Message:		
PLEASE DELIVER TO GROUP ART UNIT 1646		
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Received from <206.342.6201> at 4/2/02 6:05:36 PM [Eastern Standard Time]		

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PAGE : 001  
TIME : APR-02-02 03:02PM  
TEL NUMBER1: 206-342-6201  
TEL NUMBER2:  
NAME : MERCHANT & GOULD P.C.

FILE NUMBER : 418  
DATE : APR-02 02:58PM  
TO : 215917038729306  
DOCUMENT PAGES : 005  
START TIME : APR-02 02:58PM  
END TIME : APR-02 03:02PM  
SENT PAGES : 005  
STATUS : OK

FILE NUMBER : 418

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To:	Group Art Unit 1646	From:	Denise M. Kewelberger
Company:	U.S. Patent and Trademark Office	Our Ref.:	13903.33USU1
Your Ref:	09/780.967	Fax No.:	206.342.6201
Fax No.:	703.872.9306	Phone No.:	206.342.6200
Phone No.:		Total Pages:	
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To:	Group Art Unit 1646	From:	Denise M. Kettelberger
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Your Ref:	09/780,967	Fax No.:	206.342.6201
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Wright et al. Examiner: Not yet assigned  
Serial No.: 09/780,967 Group Art Unit: 1646  
Filed: February 9, 2001 Docket: 13903.33USU1  
Title: NOVEL AMINO ACID AND PEPTIDE INHIBITORS OF  
STAPHYLOCOCCUS VIRULENCE

**CERTIFICATE UNDER 37 CFR 1.8:**

The undersigned hereby certifies that this correspondence and the paper(s), as described herein are being facsimile transmitted to the United States Patent and Trademark Office, TC 1600, at 703.872.9306.

By: 

Denise M. Kettelberger

Commissioner for Patents  
Washington, D.C. 20231


Sir:

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- ☒ Transmittal Sheet in duplicate containing Certificate of Facsimile  
☒ Revocation and Power of Attorney

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MERCHANT & GOULD P.C.  
P.O. Box 2903, Minneapolis, MN 55402-0903  
206.342.6200

By:   
Name: Denise M. Kettelberger  
Reg. No.: 33,924  
DMK/cl



(PTO TRANSMITTAL - GENERAL)

**Merchant & Gould**

An Intellectual Property Law Firm

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**Fax Transmission** | October 11, 2002

To:	Customer Service	From:	Denise Kettelberger
Company:	USPTO	Our Ref.:	13903.33-US-U1
Your Ref:	09/780,967	Fax No.:	612.332.9081
Fax No.:	703-746-4060	Phone No.:	612.371.5268
Phone No.:	703-308-1202	Total Pages:	17
State/Country:		E-Mail:	dkettelberger@merchanta-gould.com
Confirmation Via Mail:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Return Fax To:	Linda Engel

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**Documents submitted previously:**

Response to Notice to File Missing Parts  
Copy of Notice to File Missing Parts dated October 11, 2001  
Copy of Sequence ID Listing filed electronically April 2, 2002  
USPTO Acknowledgement Receipt for BioSequence Listing  
Petition and Request for 4 Months Extension of Time  
Revocation and Power of Attorney

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04/09/02 10:59:42

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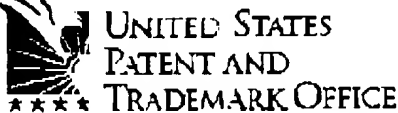
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FAX

TO:Auto-reply fax to 206 342 6201 COMPANY:



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Date Received:

4/9/02 4:55:13 PM [Eastern Daylight Time]

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Received  
Cover  
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APR-09-02	10:59:42	FROM-MERCHANT & GOULD P.C.	206-342-6201	T-395	P 002/017	F-521
<b>Merchant &amp; Gould</b> An Intellectual Property Law Firm				1191 Second Avenue Suite 1200 Seattle, WA 98101 206-342-6201 fax 206-342-6201 ext 23552 www.merchant-gould.com		
Fax Transmission   April 9, 2002						
To:	TC 1600		From:	Debbie M. Kattalberg		
Company:	U.S. Patent and Trademark Office		Fax No.:	206-342-6201		
Fax No.:	203.872.9306		Phone No.:	206.342.6251 (Direct)		
USSEN:	09/780.967 2/29/2001		Our Ref.:	13903.1349.01		
Confirmation Via Mail:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Total Pages:	___ (including cover sheet)		
<b>Documents Transmitted:</b> <ol style="list-style-type: none"> <li>1. RESPONSE TO NOTICE TO FILE MISSING PARTS;</li> <li>2. Copy of NOTICE TO FILE MISSING PARTS dated October 11, 2001;</li> <li>3. Copy of SEQUENCE TO EXISTING filed electronically April 2, 2002;</li> <li>4. USPTO ACKNOWLEDGEMENT RECEIPT for file sequence listing;</li> <li>5. PETITION AND REQUEST FOR 4 months EXTENSION OF TIME</li> </ol>						
Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees to credit overpayment to Deposit Account No. 13-2725.						
MERCHANT & GOULD P.C. P.O. Box 2000, Minneapolis, MN 55402-0000 206-342-6200			By: <i>Debbie M. Kattalberg</i> Name: Debbie M. Kattalberg Reg. No.: 23,924 DMS/KLS			
 23552						
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PAGE : 001  
TIME : APR-09-02 12:52PM  
TEL NUMBER1: 206-342-6201  
TEL NUMBER2:  
NAME : MERCHANT & GOULD P.C.

FILE NUMBER : 471  
DATE : APR-09 12:49PM  
TO : #233917038729305  
DOCUMENT PAGES : 007  
START TIME : APR-09 12:49PM  
END TIME : APR-09 12:52PM  
SENT PAGES : 007  
STATUS : OK  
FILE NUMBER : 471

\*\*\* SUCCESSFUL TX NOTICE \*\*\*

**Merchant & Gould**  
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**Fax Transmission** | April 9, 2002

To: **TC 1600**  
Company: **U.S. Patent and Trademark Office**  
Fax No.: **703.872.9306**  
USSN: **09/780,967 2/09/2001**

From: **Denise M. Kettelberger**  
Fax No.: **206.342.6201**  
Phone No.: **206.342.6251 (Direct)**  
Our Ref.: **13903.33USU1**  
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Confirmation Via Mail: ☐ Yes ☒ No**Documents Transmitted:**

1. RESPONSE TO NOTICE TO FILE MISSING PARTS;
2. Copy of NOTICE TO FILE MISSING PARTS dated October 11, 2001;
3. Copy of SEQUENCE ID LISTING filed electronically April 2, 2002;
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**MERCHANT & GOULD P.C.**  
P.O. Box 2903, Minneapolis, MN 55402-0903  
206.342.6200

By: *Denise M. Kettelberger*  
Name: **Denise Kettelberger**  
Reg. No.: **33,924**  
DMK:la



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